

Appl. No: 10/821,658
Amendment dated: November 21, 2006
Office Action of: November 14, 2006

REMARKS

Restriction Requirement

The Examiner has required restriction/election of the claims to:

allegedly patentably distinct species:

A Wherein the portion of the energy range is between approximately 3 and 4 MeV (e.g., see claim 75);

B Wherein the portion of the energy range is between approximately 4 and 6 MeV (e.g., see claim 76);

and within either A or B, to a single species within the container, for example Pu-239 or U-235.

The Examiner acknowledges that Claim 70 appears to be generic.

Applicant hereby elects, without traverse, to proceed with examination on the merits of Group A and for the species U-235. The claims have been amended accordingly. Applicant reserves the right to pursue examination of the withdrawn claims in a divisional application(s).

CONCLUSIONS

In view of the foregoing amendments and remarks, Applicants submit that the application is in condition for examination on the merits.

Please charge the \$60 fee for a one month extension of time and any additional fees that may be due, or credit overpayment to Deposit Account No. 120690.

Respectfully submitted,
Regents of the University of California
Customer No. 08076

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By: /R'Sue Popowich Caron/
R'Sue Popowich Caron
Registration No. 52,699
Agent of Record
Lawrence Berkeley National Laboratory
One Cyclotron Road MS: 90B0104
Berkeley, CA 94720
(510) 486-6503